

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

BOEHRINGER INGELHEIM PHARMACEUTICALS INC.,
BOEHRINGER INGELHEIM INTERNATIONAL GMBH,
BOEHRINGER INGELHEIM CORPORATION,
and BOEHRINGER INGELHEIM PHARMA GMBH & CO. KG,

Plaintiffs,

v.

// Civ. Action No. 1:20CV19
Consolidated with 1:20CV90
and 1:24CV82
(Judge KleeH)

MYLAN PHARMACEUTICALS INC., MYLAN INC.,
and MYLAN LABORATORIES LIMITED,

Defendants.

ORDER ADOPTING JOINT AMENDED CASE SCHEDULE

On March 5, 2025, the parties filed a joint, proposed case schedule [ECF No. 289]. Upon consideration, the Court **ADOPTS** the proposed schedule and **ORDERS** that the following table of dates and deadlines shall govern the further preparation of this case.

Plaintiffs Serve Initial Infringement Contentions and Defendants Serve Initial Invalidity Contentions	March 18, 2025
Plaintiffs Respond to Initial Invalidity Contentions and Defendants Respond to Initial Infringement Contentions	April 2, 2025
Substantial Completion of Document Production	April 9, 2025
Parties identify claim terms for construction	April 9, 2025
Parties exchange proposed constructions and identification of intrinsic evidence	April 16, 2025

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Parties Stipulate to Admissibility of Business Records for Trial	April 16, 2025
Plaintiffs Serve Final Infringement Contentions and Defendants Serve Final Invalidity Contentions	April 28, 2025
Close Of Fact Discovery	April 25, 2025
Parties simultaneously file opening claim construction briefs	May 2, 2025
Opening Expert Reports on Issues for Which a Party Bears the Burden of Proof	May 2, 2025
Parties simultaneously file responsive claim construction briefs	May 23, 2025
Responsive Expert Reports	May 28, 2025
Reply Expert Reports Limited to Secondary Considerations	June 13, 2025
Close of Expert Discovery	July 2, 2025
Claim Construction Hearing	During Trial
Pretrial Disclosures Under Fed. R. Civ. P. 26(a)(3)	July 14, 2025
Motions in Limine and Daubert Motions	July 16, 2025
Responses to Motions in Limine and Daubert Motions	July 25, 2025
Pretrial Order & Stipulation of Facts	July 28, 2025
Pretrial Conference	August 4, 2025, at 1:20 p.m. (previously scheduled by the Court)
Bench Trial	August 25, 2025, at 9:30 a.m. (previously scheduled by the Court)

The time limitations set forth above shall not be altered except as set forth in L.R. Civ. P. 16.01(f).

All dates for submissions, deliveries and filings with the

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Clerk or the Court refer to the date the materials must be actually received not the mailing date.

Failure on the part of counsel to appear at the pretrial conference or to comply with the requirements of this order will subject the party or attorney to appropriate sanctions under the Rules and may result in dismissal or striking of all pleadings of the failing party or person. Compliance with this order includes timely and good faith effort by all parties to meet and jointly prepare the final pretrial order and other items described above.

It is so **ORDERED**.

The Clerk is directed to transmit copies of this Order to counsel of record.

DATED: March 14, 2025

A handwritten signature in black ink, appearing to read "Tom S. Klee".

THOMAS S. KLEE, CHIEF JUDGE
NORTHERN DISTRICT OF WEST VIRGINIA